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NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**MCRC No. 1911 of 2026**

Sanskar Borikar S/o Ganesh Borikar Aged About 23 Years R/o 4089 Sanjay Nagar, Milan Chowk, Tikrapara, District Raipur, Chhattisgarh.

... Applicant**versus**

State Of Chhattisgarh Through Station House Officer, Police Station Ganj, Raipur, District – Raipur, Chhattisgarh.

---- Non-applicant

For Applicant : Ms. Khushbu Sahu, Advocate.

For Non-applicant/State : Mr. S.S. Baghel, Govt. Advocate.

Hon'ble Shri Ramesh Sinha, Chief Justice**Order on Board****27.02.2026**

1. The applicant has preferred this First Bail Application under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail, as he has been arrested in connection with Crime No. 79/2025, registered at Police Station – Ganj, Raipur, District – Raipur (C.G.) for the offence punishable under Sections 317(2), 317(4), 317(5), 111 and 3(5) of the BNS.
2. The case of the prosecution, is that the complainant lodged a report before the Police Station concerned alleging that the accused persons had opened bank account by using forged documents and thereafter committed embezzlement of an amount of Rs. 27,27,556/- through such bank accounts which were being used to receiving proceeds of cyber fraud. Based on these allegations, offences as mentioned above



were registered against the applicant. Hence, this application.

3. Learned counsel for the applicant submits that the applicant is innocent and has neither directly nor indirectly been involved in the alleged offence and has been falsely implicated in the case. It is further submitted that similarly situated co-accused Bhagwat Prasad Shukla has already been granted bail by the Supreme Court vide SLP(Cri.) No.20364/2025 dated 16.01.2026, and co-accused Devansh Dhruw Malkan and Rahul Patel have been granted bail by this Court vide order dated 28.01.2026 and 13.02.2026 passed in M.Cr.C Nos. 9659/2025 and 1610/2026, having identical allegations and roles and the role attributed to the present applicant is not distinguishable from that of the said co-accused. He further submits that the applicant has been in Judicial custody since 26.03.2025 and conclusion of trial is likely to take quite some time, therefore, he may be released on bail.
4. On the other hand, learned State Counsel opposes the prayer for grant of bail and submits that the allegations against the Applicant are serious in nature and prima facie supported by the material collected during investigation. Considering the gravity of the offence and the amount involved, the applicant is not entitled to the benefit of bail at this stage and prayed that the bail application may be rejected.
5. I have heard learned counsel for the parties and perused all of the documents available on record.
6. Upon hearing learned Counsel for the parties and considering the material available in the case diary, this Court notes that the role attributed to the present applicant is similar to that of the co-accused



Bhagwat Prasad Shukla, who has already been granted bail by the Supreme Court vide SLP(Crl.) No.20364/2025; dated 16.01.2026 and co-accused Devansh Dhruw Malkan and Rahul Patel, who has been granted bail by this Court vide order dated 28.01.2026 and 13.02.2026 passed in M.Cr.C Nos. 9659/2025 and 1610/2026, and further considering that the applicant has remained in judicial custody since 26.03.2025 and the trial is likely to take considerable time to conclude, in view of the parity with the co-accused, the period of incarceration undergone and without expressing any opinion on the merits of the case, this Court is of the opinion that the applicant has made out a fit case for grant of bail. Accordingly, the bail application is allowed.

7. Let applicant, **Sanskar Borikar**, involved in Crime No. 79/2025, registered at Police Station – Ganj, Raipur, District – Raipur (C.G.) for the offence punishable under Sections 317(2), 317(4), 317(5), 111 and 3(5) of the BNS, be released on bail on his furnishing **a personal bond** with **two sureties** in the like sum to the satisfaction of the court concerned with the following conditions:-

(i) The applicant shall file an undertaking to the effect that he shall not seek any adjournment on the dates fixed for evidence when the witnesses are present in court. In case of default of this condition, it shall be open for the trial court to treat it as abuse of liberty of bail and pass orders in accordance with law.

(ii) The applicant shall remain present before the trial court on each date fixed, either personally or through his counsel. In case of his absence, without sufficient cause, the trial court may proceed against him under Section 269 of Bharatiya Nyaya Sanhita.

(iii) In case, the applicant misuses the liberty of bail



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during trial and in order to secure his presence, proclamation under Section 84 of BNSS. is issued and the applicant fails to appear before the court on the date fixed in such proclamation, then, the trial court shall initiate proceedings against him, in accordance with law, under Section 209 of the Bharatiya Nyaya Sanhita.

(iv) The applicant shall remain present, in person, before the trial court on the dates fixed for (i) opening of the case, (ii) framing of charge and (iii) recording of statement under Section 351 of BNSS. If in the opinion of the trial court absence of the applicant is deliberate or without sufficient cause, then it shall be open for the trial court to treat such default as abuse of liberty of bail and proceed against him in accordance with law.

8. Office is directed to send a certified copy of this order to the trial Court concerned for necessary information and compliance forthwith.

**Sd/-
(Ramesh Sinha)
Chief Justice**

Rajshekhar